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RCE/3683

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6/24/03

PTO/SB/30 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/913,635-Conf. #3938
	<b>Filing Date</b>	12/11/01
	<b>First Named Inventor</b>	Helmut Ruckert
	<b>Art Unit</b>	3938
	<b>Examiner Name</b>	Pezzlo, B.
	<b>Attorney Docket No.</b>	AP9673

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☒ Other Amendment Under 37 CFR 1.116 filed on 04/17/03
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s)
- iv. ☐ Other \_\_\_\_\_
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-0013
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Joseph V. Coppola, Sr.	Registration No. (Attorney/Agent)	33,373
Signature		Date	June 12, 2003

**Request for Continued Examination Transmittal**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV223957501US, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: June 12, 2003

Signature: Joyce A. Krumpke (Joyce A. Krumpke)

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AP9673  
09/913,635

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ruckert  
Serial No.: 09/913,635  
Filed: 12/11/01  
For: Brake Pad Comprising a Retaining Spring Device  
Attorney Docket No.: AP9673  
Group Art Unit : 3683  
Examiner: Pezzlo, B.  
Conf. No. 3938

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
MS: RCE

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JUN 18 2003  
**GROUP 3600**

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))	
I hereby certify that this correspondence is, on the date shown below, being:	
<input checked="" type="checkbox"/> deposited with the United States Postal Service	<input type="checkbox"/> transmitted by facsimile to the Patent and Trademark Office to Examiner _____ at _____ (fax number)
_____ first class mail, postage prepaid in an envelope addressed to the Commissioner for Patents, Washington, DC 20231	
<input checked="" type="checkbox"/> Express Mail, Post Office to Addressee, Mailing Label No. EV223957501US addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450	
Date: 6/12/03	Signature: <u>Joyce Krumpe</u> Name: <u>Joyce Krumpe</u>

**AMENDMENT UNDER 37 C.F.R. 1.111**

Dear Sir:

In response to the Office Action mailed March 14, 2003 (Paper No. 7) and the Advisory Action dated May 1, 2003 (Paper No. 9), please amend the above identified application as follows: